

ALAN R. BRAYTON, ESQ., S.B. #73685
 DAVID R. DONADIO, ESQ., S.B. #154436
 BRAYTON ♦ PURCELL LLP
 Attorneys at Law
 222 Rush Landing Road
 Novato, California 94948-6169
 (415) 898-1555
 (415) 898-1247 (Fax No.)

Attorneys for Plaintiffs

**THE UNITED STATES DISTRICT COURT
 FOR THE NORTHERN DISTRICT OF CALIFORNIA
 SAN FRANCISCO DIVISION**

AURELIO SANCHEZ,
 Plaintiff,

vs.

GENERAL ELECTRIC COMPANY,
 VIAD CORP., NEW YORK
 SHIPBUILDING CORPORATION,
 NORTH CAROLINA SHIPBUILDING
 COMPANY, TODD SHIPYARDS
 CORPORATION, and DOES 1-300,

Defendants.

No. C05-4346 EMC

JOINT MOTION AND STIPULATION TO
 CONTINUE CASE MANAGEMENT
 CONFERENCE AND TO EXTEND TIME;
~~[PROPOSED]~~ ORDER

Pursuant to Civil L. R. 7-11 and 7-12, the following parties hereby stipulate to, and respectfully move the Court for, an Order extending time as set forth in the *Order Setting Initial Case Management Conference* filed October 25, 2005 (Document 2), for the following good cause:

On November 29, 2005, Defendant GENERAL ELECTRIC COMPANY filed Document 6, a Notice to Tag Along Action regarding the pending Multidistrict Litigation (“MDL”) in the Eastern District of Pennsylvania, seeking among other things, to move Jurisdiction of this matter to that District.

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1 To date, the Clerk of the Judicial Panel on Multidistrict Litigation (“MDL Panel”) in
2 Washington, D.C. has not entered a *Conditional Transfer Order* pursuant to MDL Panel Rule
3 12(a) or filed an order to show cause why the action should not be transferred, pursuant to MDL
4 Panel Rule 13(b).

5 It is likely the case management deadlines set by this Court will come to pass before the
6 Clerk of the MDL Panel acts.

7 In addition, it has come to the attention of counsel that the Judge assigned to hear the
8 cases pending in MDL 875, the Honorable Charles R. Weiner of the Eastern District of
9 Pennsylvania, has recently passed away and that the Clerk of that Court has reported a backlog
10 in cases transferred to that Court by the MDL panel.

11 Further, service and/or responsive pleading is pending upon/from Defendants TODD
12 SHIPYARDS CORPORATION NEW YORK SHIPBUILDING CORPORATION, and NORTH
13 CAROLINA SHIPBUILDING COMPANY.

14 Due to the pending action by the Clerk of the MDL Panel, and the time needed by the
15 panel to consider the notices of Defendants, the following parties hereby STIPULATE to and
16 respectfully request that the dates set forth in the *Order Setting Initial Case Management*
17 *Conference* filed October 25, 2005 (Document 2), including the Case Management Conference
18 currently set for February 22, 2006 be continued pending the outcome of the MDL Panel’s
19 decision on the merits of the transfer. In addition, the parties request that the pre-Case
20 Management Conference deadlines set forth in the Order Setting Initial Case Management
21 Conference be vacated.

22 Dated: January 9, 2006

BRAYTON ♦ PURCELL LLP

/s/ David R. Donadio

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25 By: _____
David R. Donadio
Attorneys for Plaintiffs

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1 Dated: January 10, 2006

SEDGWICK, DETERT, MORAN &
ARNOLD, LLP

/s/ Damon McClain

By: _____
Damon McClain
Attorneys for Defendant
GENERAL ELECTRIC COMPANY

7 Dated: January 16, 2006

CHARTER DAVIS, LLP

/s/ Whitney Aaron Davis

By: _____
Whitney Aaron Davis
Attorneys for Defendant VIAD CORP

13 **[PROPOSED] ORDER**

14 IT IS HEREBY ORDERED that the hearing date and deadlines specified in the *Order*
15 *Setting Initial Case Management Conference* filed October 25, 2005 (Document 2) are hereby
16 VACATED.

17 IT IS FURTHER ORDERED that the Case Management Conference is continued ~~a date~~
18 ~~on or after July 1, 2006~~ to wit: Wednesday, July 5, 2006 at 1:30 p.m., Courtroom
19 "C", 15th Floor, 450 Golden Gate Avenue, San Francisco, California.

20 IT IS SO ORDERED.

21 Dated: January 23, 2006

